

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NEW MEXICO UNITED FOOD AND  
COMMERCIAL WORKERS UNION'S AND  
EMPLOYERS' HEALTH AND WELFARE TRUST  
FUND, on behalf of itself and all others similarly  
situated,

Plaintiff,

V.

PURDUE PHARMA L.P., et al.,

Defendants.

[illegible]

**Civil Action No. 07-cv-6916-JGK**

DONALD I STRAUBER, hereby declares as follows:

1. I am a member of the law firm of Chadbourne & Parke LLP, counsel to defendants Michael Friedman, Howard Udell and Paul Goldenheim (the "Individual Defendants"). I make this declaration in support of the Individual Defendants' Motion for Judgment on the Pleadings.

2. Attached hereto as Exhibit A is a true and correct copy of the Agreed Statement of Facts entered into in *U.S. v. The Purdue Frederick Company, Inc., et al.*, (W.D.Va.), dated May 2007.

Executed on: January 7, 2008

/s Donald I Strauber

Donald I Strauber